

KRISTIAN E WHITE
11 GRANDVIEW CIRCLE SUITE 200
CANONSBURG, PA 15317-6510

BOOK 0734 PAGE 0109

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 6, Franklin District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOLIDATION COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

McELROY COAL COMPANY

RESERVE COAL PROPERTIES COMPANY

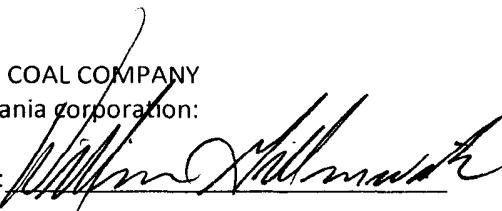
CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater, its Assistant Manager**, by authority duly given.

Jan Pest
MARSHALL County 01:29:37 PM
Instrument No 1305468
Date Recorded 05/31/2011
Document Type O&G
Pages Recorded 6
Book-Page 734-109
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By:

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By:

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

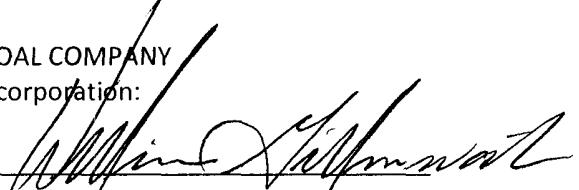
a Delaware corporation:

By:

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

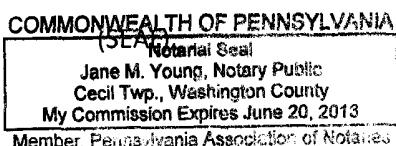
By: 

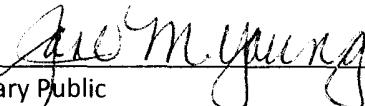
Its: Vice President

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA
WASHINGTON
COUNTY OF _____

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.




Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
WASHINGTON
COUNTY OF _____

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
Member, Pennsylvania Association of Notaries



Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF **WASHINGTON**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
Member, Pennsylvania Association of Notaries



Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF **WASHINGTON**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
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Notary Public

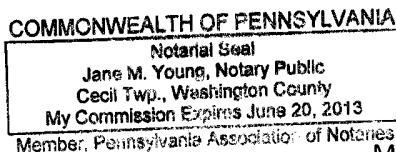
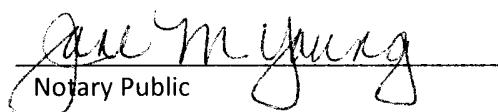
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of **MCELROY COAL COMPANY**, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)

Notary Public

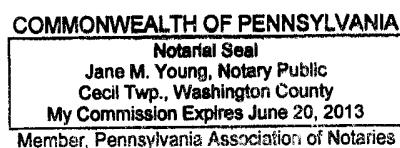
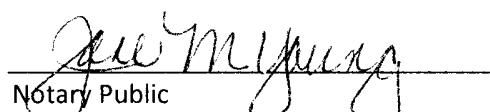
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of **CNX LAND RESOURCES INC.**, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)

Notary Public

My Commission expires _____

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

EXHIBIT A - SURFACE TRACTS (McELROY MINE)
Tax Map 6, Franklin District, Marshall County, West Virginia

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Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
6	1	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	7.99 River B&H	DB 315/417
6	1.1	CII Carbon, LLC		2627 Chestnut Ridge Rd. Suite 200	Kingwood	TX	77339	13.269 A River Bank	DB 647/272
6	2	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	23.769 Taylors Ridge	DB 315/417
6	3	Ohio Power Co		301 Cleveland Ave SW	Canton	OH	44702	757.606 River Bottom & Hill Land	DB 440/300
6	4	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	5.47 River B&H	DB 315/417
6	5	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	17.159 River B&H	DB 315/417
6	6	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	18.50 River B&H	DB 315/417
6	7	CII Carbon, LLC		2627 Chestnut Ridge Rd. Suite 200	Kingwood	TX	77339	12.454 A River Bottom 500	DB 647/272
6	10	Ohio Power Co		301 Cleveland Ave SW	Canton	OH	44702	241.858 Bottom Land	DB 403/103

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 9th day of May, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 31st day of May, 2011 at 1:29 o'clock P.M.

TESTE:  Clerk.